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In the United States Patent and Trademark Office

January 26, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application No. 10/764,029 Docket No. SS-108
Examiner: Walczak, David J. Customer No. 35693
Art Unit: 3751
Title of Invention: CLIP WITH SLIDABLE MEMBER

Dear Sir/Madam:

Please file the following enclosed papers in connection with Patent Appl. No. 10/764,029:

- Response to Office Action Dated 10/26/2005
- Return Receipt Postcard addressed to correspondence address below.

Sincerely,

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I hereby certify that this paper or fee is being deposited with the United States Postal Service as express mail on the date indicated below and is addressed to: Mail Stop Issue Fee, Commissioner for Patents, PO Box 1450 Alexandria, VA 22313-1450

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

App. No.:	10/764,029)	Examiner: Walczak, David J.
Title:	CLIP WITH SLIDABLE MEMBER)	Art Unit: 3751
Inventor:	Cetera, Carl.)	
Filed:	01/22/2004)	

RESPONSE TO OFFICE ACTION MAILED 10/26/2005

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I. Summary of Office Action

On October 26, 2005, the Examiner mailed a non-final office action in relation to the application identified above. The Examiner acknowledged Applicant's election without traverse in the reply filed on September 1, 2005, but noted that new method Claims 13 and 14 will not be examined because they are not directed to the elected group for the apparatus defined in Claims 1-10, and separable and distinct from the latter. The Examiner objected to the abstract under MPEP 608.01(b) because phrases which can be implied, such as "is disclosed" and "Also disclosed" have been used. The Examiner also objected to specification because of the absence of "brief description" for Figure 6 in the drawing sheet.

The Examiner rejected Claims 1-5 under 35 U.S.C. 102(b) as being anticipated by US Patent number 6,332,247 issued to Hsieh ("Hsieh reference"). The Examiner further rejected Claims 1-3, 5, 6, 8 and 9 under 35 U.S.C. 102(b) as being anticipated by US Patent number